IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

SATURDAY, THE 18TH AUGUST 2007 / 27TH SRAVANA 1929

WP(C).No. 29027 of 2004(E)

PETITIONER:

T.VELU, THAMARASSERY HOUSE,
EDARIKKODE, KOTTAKKAL, MALAPPURAM.

BY ADV. SRI.P.V.JAYACHANDRAN

RESPONDENTS:
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1. THE STATE OF KERALA REPRESENTED BY
ITS SECRETARY, LABOUR AND REHABILITATION
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

2. DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND
BOARD, MALAPPURAM.

BY ADV. SRI.P.RAMAKRISHNAN, SC,KMTWF BOARD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 18/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF OBJECTION DATED 20.8.03

EXT.P2 TRUE COPY OF THE ASSESSMENT ORDER NO.B3/EM/1588/2002-03 DATED 24.12.2003

EXT.P3 TRUE COPY OF APPEAL DATED 16.4.2004

EXT.P4 TRUE COPY OF THE PETITION FOR CONDONING THE DELAY DATED 16.4.2004

EXT.P5 TRUE COPY OF THE ORDER DATED 17.5.2004.

/ TRUE COPY /

H.L.DATTU, C.J. & K.T.SANKARAN, J.

W.P.(C) No.29027 of 2004

Dated, this the 18th day of August, 2007

JUDGMENT

H.L.Dattu, C.J.

The issue raised in this writ petition, in our opinion, is no more res integra, in view of the observation made by this Court in the case of *District Executive Officer* v. *Abel* (2006 (2) KLT 758).

(2) In view of the law declared by this Court in the aforesaid decision, this writ petition requires to be rejected and it is accordingly rejected.

Ordered accordingly.

(**H.L.DATTU)**
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

vns